

DECLARATION AND POWER OF ATTORNEY FOR PATENT APPLICATION  
English Language Declaration

As a below named inventor, I hereby declare that:

This declaration is for a continuation-in-part application.

My residence, post office address and citizenship are as stated below next to my name,

I believe I am the original, first and sole inventor (if only one name is listed below) or  
an original, first and joint inventor (if plural names are listed below) of the subject  
matter which is claimed and for which a patent is sought on the invention entitled:

**EVAPORATOR FOR REFRIGERATED MERCHANDISER**

the specification of which

X is attached hereto

\_\_\_\_\_ was filed on \_\_\_\_\_ as

Application Serial No. \_\_\_\_\_

and was amended on \_\_\_\_\_

(if applicable)

I hereby state that I have reviewed and understand the contents of the above-identified  
specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose to the Patent and Trademark Office all information  
known to me to be material to patentability as defined in 37 C.F.R. 1.56.

I hereby claim foreign priority benefits under Title 35, United States Code, §119 of any  
foreign application(s) for patent or inventor's certificate listed below and have also

identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

Prior Foreign Application(s)			<u>Priority Claimed</u>	
_____	_____	_____	_____	_____
(number)	(country)	(date filed)	yes	no
_____	_____	_____	_____	_____
(number)	(country)	(date filed)	yes	no
_____	_____	_____	_____	_____
(number)	(country)	(date filed)	yes	no

I hereby claim the benefit under Title 35, United States Code, §120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, §1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

_____	_____	_____
09/849,209	May 4, 2001	Pending
(application serial no.)	(filing date)	(status)
_____	_____	_____
(application serial no.)	(filing date)	(status)

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Reg. No. 29,162

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